



Tennessee Department of Environment and Conservation
Division of Water Resources
Mining Section
3711 Middlebrook Pike
Knoxville, Tennessee 37921-6538
PHONE (865) 594-6035 FAX (865) 594-6105

Public Participation Opportunities

Public Notice M2014-13

July 11, 2014

Last Day to Submit Comments: August 12, 2014

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

The Division has made the determination that the following NPDES permit applications are complete as required by *Rule 0400-40-03-.06(1)(c)*.

Individual NPDES Permits

Coal Proposed Reissuance

Applicant	Appolo Fuels Inc.
Facility	Buckeye Springs II Mine
NPDES Permit Number	TN0079634
County	Claiborne
Street Address	Valley Creek Road
City	Clairfield
Zip	37715
Description of Activity	Surface coal mine
Receiving Streams	Unnamed tributaries to: Burrell Creek, Valley Creek, Hurricane Creek, Pigeon Roost Branch, Bear Creek, Spruce Lick Branch and Tackett Creek
Effluent Description	Treated mine wastewater and storm water
Facility Latitude	36°34'15"
Facility Longitude	83°54'42"
Permit Writer	DAT

Non-Coal Proposed Reissuances

Applicant	Cocke County Highway Department
Facility	Cocke County Quarry
NPDES Permit Number	TN0066613
County	Cocke
Street Address	820 Lower Quarry Road
City	Newport
Zip	37821
Description of Activity	Limestone mining and processing
Receiving Stream	Pigeon River
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°56'55"
Facility Longitude	83°10'43"
Permit Writer	KBG

Applicant **Ford Construction Company Inc.**
Facility **Orr Pit**
NPDES Permit Number **TN0071242**
County **Obion**
Street Address **Orr Road**
City **Troy**
Zip **38260**
Description of Activity **Construction sand and gravel mining and processing**
Receiving Stream **Unnamed tributary to Richland Creek**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **36°18'24"**
Facility Longitude **89°14'52"**
Permit Writer **DKC**

Applicant **J. R. Hayes Construction Co. Inc.**
Facility **Mine 2**
NPDES Permit Number **TN0070785**
County **Henry**
Street Address **Hwy 2525, 79 South**
City **Paris**
Zip **38242**
Description of Activity **Construction sand and gravel mining and processing**
Receiving Streams **South Fork Eagle Creek and Swamp Creek**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **36°23'25"**
Facility Longitude **88°10'36"**
Permit Writer **MES**

Applicant **Vulcan Construction Materials LP**
Facility **Benton County Quarry**
NPDES Permit Number **TN0003107**
County **Benton**
Street Address **8595 Highway 192**
City **Holladay**
Zip **38341**
Description of Activity **Limestone mining and processing**
Receiving Streams **Wolf Creek and Little Wolf Creek**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **35°52'10"**
Facility Longitude **88°07'25"**
Permit Writer **DKC**

How to Comment:

The Tennessee Department of Environment and Conservation (TDEC) is requesting public comment on these permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on these proposed actions may submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-6105 or by e-mail Gary.Mullins@tn.gov. The Division must receive your comments before the close of the comment period (see page 1).

How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Resources hold a public hearing on any application. The Division must receive your request before the close of the comment period. You must indicate the interest of the party filing it and the reasons for the hearing. When there is significant public interest for a hearing, the Division will hold a hearing in accordance with *Rule 0400-40-05-.06 (12)*. A separate public notice will announce the public hearing.

How the Department Will Proceed:

The Director of the Division of Water Resources will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of Federal and State acts and regulations.

To Obtain Permit Details:

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's decisions. Copies of the applications, draft permits, and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email Kara.Blevins@tn.gov or call (865) 594-5460 to schedule an appointment for the review.

Permit Writers

DKC	Dennis Conger	865-594-5555	Dennis.Conger@tn.gov
DAT	Dave Turner	865-594-5541	Dave.Turner@tn.gov
KBG	Kristen Gettelfinger	865-594-5545	Kristen.Gettelfinger@tn.gov
MES	Michael Swanger	865-594-5585	Michael.Swanger@tn.gov

State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in *Rule 0400-40-03-.06* of the Tennessee Department of Environment and Conservation. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Board of Water Quality, Oil and Gas designate these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Water (ETW) and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non-Exceptional Tennessee Water refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

State of Tennessee Policy of Non-Discrimination

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. You may direct any Equal Employment Opportunity/Affirmative Action inquiries or complaints to the EEO/AA Coordinator, Office of General Counsel, William R. Snodgrass TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Direct any Americans with Disabilities Act (ADA) inquiries or complaints to the ADA Coordinator, Human Resources Division, William R. Snodgrass TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).